



*JW*

Attorney Docket No. 13241US04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Marshall S. Wenrich

Serial No. 10/756,169

Filed: January 13, 2004

For: ORGAN PRESERVATION  
APPARATUS AND METHODS

Examiner: Not yet assigned

Group Art Unit: 3763

Confirmation No. 2110

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

*October 4, 2006*  
*George Wheeler*  
George Wheeler  
Reg. No. 28,766

**SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I. **ENCLOSURES**

Enclosed are the following:

- \* A completed PTO Form SB 08A which has one (1) page.
- \* A copy of each printed or patented document listed in the enclosed PTO Form SB 08A and not previously provided to or by the PTO in this application. Nineteen (19) documents are enclosed.

II. **FEE DETERMINATION**

No fee is believed to be due because:

- \* The Applicant(s) believe(s) that this statement and enclosures are being filed before the first Office Action on the merits has been mailed by the PTO. The basis of this belief is that no Office Action on the merits appears to have been received by the undersigned to date.

### III. FEE PAYMENT

The following arrangements have been made to pay the fees calculated above:

- \* No fee is believed to be due.

However, the Commissioner is hereby authorized to charge any additional fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

### IV. REQUEST FOR CONSIDERATION

This paper and enclosures are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above.

This submission is in no way intended as an admission that the cited references constitute prior art under any subsection of 35 U.S.C. § 102 or §103. Applicant expressly retains the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

The Examiner is requested to initial both copies of the enclosed PTO form SB 08A and return one copy to the applicants to indicate consideration of the enclosed references.

Dated: October 4, 2006

Respectfully submitted,

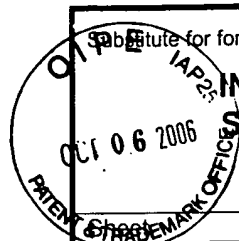


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Attorney for Applicants

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Facsimile: (312) 775-8100



Substitute for form 1449A/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

## **Complete if Known**

Application Number	10/756,169
Filing Date	January 13, 2004
First Named Inventor	Wenrich
Group Art Unit	3763
Examiner Name	Not yet assigned
Attorney Docket Number	13241US04

U.S. PATENT DOCUMENTS					
Examiner Initial*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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	A12	US-5,395,314 A	03-07-1995	Klatz et al	
	A13	US-5,434,045 A	07-18-1995	Jost	
	A14	US-5,483,799 A	01-16-1996	Dalto	
	A15	US-5,494,822 A	02-27-1996	Sadri	
	A16	US-5,681,740 A	10-28-1997	Messier et al	
	A17	US-5,709,654 A	01-20-1998	Klatz et al	
	A18	US-5,716,378 A	02-10-1998	Minten	
	A19	US-5,752,929 A	05-19-1998	Klatz et al	
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	A25	US-6,482,584 A	11-19-2002	Mills et al	
	A26	US-6,490,880 A	12-10-2002	Walsh	
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	A31	US-6,632,651 A	10-14-2003	Nevo et al	
	A32	US-6,642,045 A	11-04-2003	Brasile	
	A33	US-6,689,090 A	02-10-2004	Tryggvason et al	

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450 Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. Send TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Sheet 2 Of 4

**U.S. PATENT DOCUMENTS**

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	A34	US-6,736,836 A	05-18-2004	Montgomery	
	A35	US-6,740,484 A	05-25-2004	Khirabadi et al	
	A36	US-6,794,182 A	09-21-2004	Wolf	
	A36	US-6,803,227 A	10-12-2004	Wood et al	
	A37	US-6,905,871 A	06-14-2005	Doorschodt et al	
	A38	US-6,953,655 A	10-11-2005	Hassanein et al	
	A39	US-6,677,150 A	03-20-2003	Alford et al	
	A40	US-6,811,965 A	06-05-2003	Vodovotz et al	
	A41	US-2003/ 0073227 A1	04-17-2003	Hull et al	
	A42	US-2004/ 0082057 A1	05-01-2003	Alford et al	
	A43	US-2004/ 0170950 A1	09-02-2004	Prien	
	A44	US-2004/ 0171138 A1	09-02-2004	Hassanein et al	
	A45	US-2004/ 0024299 A1	02-05-2004	Garland et al	
	A46	US-2004/ 0235142 A1	11-25-2004	Schein et al	
	A47	US-2004/ 0241634 A1	12-02-2004	Millis et al	
	A48	US-2004/ 0248281 A1	12-09-2004	Wright et al	
	A49	US-2004/ 0014199 A1	01-22-2004	Streeter	
	A50	US-2004/ 0038193 A1	02-26-2004	Brasile	
	A51	US-2004/ 0058432 A1	03-25-2004	Owen et al	
	A52	US-2004/ 0221719 A1	11-11-2004	Wright et al	
	A53	US-2005/ 0147958 A1	07-07-2005	Hassanein et al	
	A54	US-2005/ 0160701 A1	07-28-2005	Stevens	

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	A55	US-2005/ 0208649 A1	09-22-2005	Ringleb	
	A56	US-2005/ 0221269 A1	10-06-2005	Taylor et al	
	A57	US-2005/ 0239190 A1	10-27-2005	Poo et al	
	A58	US-2005/ 0255442 A1	11-17-2005	Brassil et al	
	A59	US-2005/ 0153271 A1	07-14-2005	Wenrich	
	A60	US-D 45,3828	02-19-2002	Brassil et al	
	A61	US-D 46,8436	01-07-2003	Brassil et al	
	A62	US-D 47,0594	02-18-2003	Brassil et al	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	A63	EP-0376763	07-04-1990	McKelvey		
	A64	JP-63275501	11-14-1988	Olympus Optical Co.		
	A65	JP-01040401	02-10-1989	Olympus Optical Co.		
	A66	JP-01128901	05-22-1989	Olympus Optical Co.		
	A67	JP-01211501	08-24-1898	Hoxan KK		
	A68	JP-01261301	10-18-1989	Olympus Optical Co.		
	A69	JP-01311001	12-15-1989	Olympus Optical Co.		
	A70	JP-02069401	03-08-1990	Olympus Optical Co.		
	A71	JP-02215701	08-28-1990	Olympus Optical Co.		
	A72	JP-03145401	06-20-1991	Olympus Optical Co.		
	A73	JP-03287501	12-18-1991	Nikorasu Jiee Peroota		
	A74	JP-04009301	01-14-1992	Olympus Optical Co.		
	A75	JP-04099701	03-31-1992	Karen Matsukerubei et al		
	A75	JP-07196401	08-01-1995	Thomae GmbH DRK		
	A77	WO-2005022995	03-17-2005	University of Dresden Tech. et al		

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Sheet	4	Of	4		

OTHER ART -- NON PATENT LITERATURE DOCUMENTS		
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	A78	"Popular Science Lifeport Kidney Transporter", URL: <a href="http://www.popsoci.com/popsoci/bown/2003/article/0,18881,537018,00.html">http://www.popsoci.com/popsoci/bown/2003/article/0,18881,537018,00.html</a> .
	A79	Lifeport Product Family, URL: <a href="http://organ-recovery.com/lifeport.html">http://organ-recovery.com/lifeport.html</a> .
	A80	Organ Care Systems: TransMedic, Inc., URL: <a href="http://transmedics.com/wt/page/organ_care">http://transmedics.com/wt/page/organ_care</a> .
	A81	"Case Studies: Development of Effective Transport Solutions and Devices to Enable Product Distribution", URL: <a href="http://ncbi.nlm.nih.gov/books/bv.gcqi?rid=eurekah.section.20818">http://ncbi.nlm.nih.gov/books/bv.gcqi?rid=eurekah.section.20818</a> .

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				Application Number	10/756,169
				Filing Date	January 13, 2004
				First Named Inventor	Wenrich
				Group Art Unit	3763
				Examiner Name	Not yet assigned
				Attorney Docket Number	13241US04
Sheet	3	Of	4		

U.S. PATENT DOCUMENTS					
Examiner Initial*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A55	US-2005/ 0208649 A1	09-22-2005	Ringleb	
	A56	US-2005/ 0221269 A1	10-06-2005	Taylor et al	
	A57	US-2005/ 0239190 A1	10-27-2005	Poo et al	
	A58	US-2005/ 0255442 A1	11-17-2005	Brassil et al	
	A59	US-2005/ 0153271 A1	07-14-2005	Wenrich	
	A60	US-D 45,3828	02-19-2002	Brassil et al	
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	A62	US-D 47,0594	02-18-2003	Brassil et al	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	A63	EP-0376763	07-04-1990	McKelvey		
	A64	JP-63275501	11-14-1988	Olympus Optical Co.		
	A65	JP-01040401	02-10-1989	Olympus Optical Co.		
	A66	JP-01128901	05-22-1989	Olympus Optical Co.		
	A67	JP-01211501	08-24-1898	Hoxan KK		
	A68	JP-01261301	10-18-1989	Olympus Optical Co.		
	A69	JP-01311001	12-15-1989	Olympus Optical Co.		
	A70	JP-02069401	03-08-1990	Olympus Optical Co.		
	A71	JP-02215701	08-28-1990	Olympus Optical Co.		
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	A73	JP-03287501	12-18-1991	Nikorasu Jiee Peroota		
	A74	JP-04009301	01-14-1992	Olympus Optical Co.		
	A75	JP-04099701	03-31-1992	Karen Matsukerubei et al		
	A75	JP-07196401	08-01-1995	Thomae GmbH DRK		
	A77	WO-2005022995	03-17-2005	University of Dresden Tech. et al		

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OTHER ART -- NON PATENT LITERATURE DOCUMENTS		
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	A78	"Popular Science Lifeport Kidney Transporter", URL: <a href="http://www.popsci.com/popsci/bown/2003/article/0,18881,537018,00.html">http://www.popsci.com/popsci/bown/2003/article/0,18881,537018,00.html</a> .
	A79	Lifeport Product Family, URL: <a href="http://organ-recovery.com/lifeport.html">http://organ-recovery.com/lifeport.html</a> .
	A80	Organ Care Systems: TransMedic, Inc., URL: <a href="http://transmedics.com/wt/page/organ_care">http://transmedics.com/wt/page/organ_care</a> .
	A81	"Case Studies: Development of Effective Transport Solutions and Devices to Enable Product Distribution", URL: <a href="http://ncbi.nlm.nih.gov/books/bv.gcgi?rid=eurekah.section.20818">http://ncbi.nlm.nih.gov/books/bv.gcgi?rid=eurekah.section.20818</a> .

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